

Via EFS
Petitions**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re:	Patent Assigned to	:	
	Orthodynamics GmbH	:	
		:	
Serial No.	09/079,618	:	
Filed:	May 15, 1998	:	
		:	
Patent No.:	6,120,544	:	
Issued:	September 19, 2000	:	
		:	
For:	FEMUR ENDOPROSTHESIS FOR	:	Attorney Docket No.
	ARTIFICIAL HIP JOINT	:	688167.0004
		:	

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**PETITION FOR ACCEPTANCE OF LATE PAYMENT OF
BALANCE DUE FOR MAINTENANCE FEE UNDER 37 C.F.R. §1.28(c)**

The third maintenance fee for the above-referenced patent were erroneously paid as a small entity. Assignee respectfully requests that the U.S. Patent and Trademark Office accept late payment of the balance due for the third maintenance fee. The circumstances for the error are as follows:

1. The application for the above patent was filed on May 15, 1998 claiming small entity status;
2. All fees paid during the prosecution of the application through issuance and the first and second maintenance fees were correctly paid at the small entity rate.
3. The above-referenced patent was assigned to a large entity company on March 31, 2010.

Adjustment date: 12/28/2012 CKHLOK
 11/16/2012 MBANGURA 00000071 501017 6120544
 01 FC:1559 2520.00 CR

{00457173;v1}

12/28/2012 CKHLOK 00000003 501017 6120544
 01 FC:1559 2520.00 DA

Please also charge deposit account 50-1017 in the amount of \$130.00 to cover the petition fee under 37 C.F.R. §1.17(i). The Commissioner is hereby authorized to charge any deficiencies or credit any overpayments to our Deposit Account 50-1017.

Respectfully submitted,

October 22, 2012 By: William W. Schwarze
(Date)

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